

**AMENDED
APPLICATION FOR PERMIT**

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

FEB 7 1967

Date of filing in State Engineer's Office

Returned to applicant for correction

MAR 21 1967

Corrected application filed

MAY 18 1967

Map filed

MAY 18 1967

The applicant Charles H. Smith
Montgomery Pass, Nevada
of via Benton, Calif. 93512, County of Mineral,
State of Nevada, hereby make application for permission to appropriate the public
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground (Smith Well, aka Drum well)
Name of stream, lake or other source.

2. The amount of water applied for is 1/2 c.f.s. second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet _____ acre-feet

3. The water to be used for mining and milling
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) _____

(b) Stockwater (state number and kinds of animals to be watered) _____

(c) Other use (describe fully under "No. 11. Remarks") _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source at the following point: SE 1/4 of NW 1/4; Sec. 27, T. 2 N.,

R. 33 E., M.D.B. & M., as per accompanying survey. N. 61° 47' E.

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

16,400.73 ft. from N.E. corner, Sec. 24 T. 2 N., R. 33 E., M.D.B. & M.

it should be stated.

SE of

6. Place of use portions of NW 1/4 of Sec. 27 and the NE 1/4 of SW 1/4; Sec. 22

Describe by legal subdivision, if on unsurveyed land it should be so stated.

T. 2 N., R. 33 E., M.D.B. & M. See appended sheet for detail

description of parcels.

7. Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Water to be used at the source for

the first two mill sites and be carried one mile in a northerly

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

direction for use at the third mill site via pipeline.

9. Estimated cost of works \$3000.00
10. Estimated time required to construct works 6 months
11. Remarks The Queens Valley Ranch Co. have a permit to use this well for stock watering and irrigation. They own no land capable of irrigation from this well and have been unable to provide proof beneficial use for the past five years for this purpose. Only for the purpose of stock watering and their permit for grazing granted by the BLM is for only 140 head of cattle. A grant of 5 GPM would be double the water necessary for these cattle. Also this permit is only for 5 months per year, 11-1 to 3-1 and is unused for the balance of the year. I am seeking a permit to use the balance of the water for mining because of the urgent demand for it in this critical era and area.

Applicant s/ Charles H. Smith
aka s/ Charley H. Smith

By

Compared jw/jb jw/jb

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening and an air line for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.50 cubic feet per second.

Actual construction work shall begin on or before May 21, 1968

Proof of commencement of work shall be filed before June 21, 1968

Work must be prosecuted with reasonable diligence and be completed on or before May 21, 1969

Proof of completion of work shall be filed before June 21, 1969

Application of water to beneficial use shall be made on or before May 21, 1971

Proof of the application of water to beneficial use shall be filed on or before June 21, 1971

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed Feb 5, 1968

Completion of work filed Feb 5, 1968

Proof of beneficial use filed JUN 19 1972

Cultural map filed

Certificate No. Issued

Recorded Bk Page

County Recorder

IN TESTIMONY WHEREOF, I Roland D. Westergard
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 21st day of November

A.D. 19 67

Roland D. Westergard
State Engineer